



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 09/971,774
Applicant : REDMOND
Filed : October 9, 2001
TC/A.U. : 1623
Examiner : L. Maier

Docket No. : 1194-180
Customer No. : 6449

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450


SUBMISSION OF TERMINAL DISCLAIMER

Sir:

In response to the Office Action mailed September 24, 2003, submitted herewith is a Terminal Disclaimer which obviates the rejection of claims 1 and 14 for obviousness-type double patenting.

Also attached is check for \$110.00 in payment of the government fee. If any additional payment is required, please charge the same to Deposit Account No. 02-2135. An extra copy of this letter is attached for that purpose.

Respectfully submitted,

By 
George R. Repper
Attorney for Applicants
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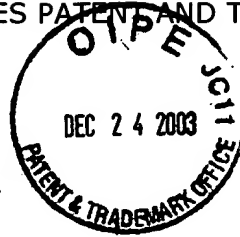
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Docket No. : 1994-180
Customer No. : 06449

**TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL
DOUBLE PATENTING REJECTION OVER A PENDING SECOND APPLICATION**

Director of the United States Patent
and Trademark Office
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

The owner, **Ed. Geistlich Soehne AG fuer chemische Industrie**, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Serial No. 10/270,174, filed on October 15, 2002, of any patent on the pending second application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the

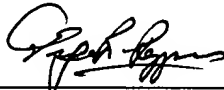
full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

The undersigned is an attorney of record.

The terminal disclaimer fee under 37 CFR 1.20(d) is included.

Respectfully submitted,

By



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